THE MINISTER OF HOME AFFAIRS (SHRI L. K. ADVANI): (a) As per available information, no significant change in foreign tourist traffic has come to notice.

(b) Does not arise.

शिवानी हत्या कांड

2377. **श्री रहसबिहारी बारिक** :

श्री जनार्दन यादव :

क्या गृह मंत्री यह बताने की कृपा करेंगे कि:

(क) क्या शिवानी हत्या मामले में छानबीन से पता चला है कि एक मंत्री और पुलिस अधिकारी संदेह के दायरे में हैं,

(ख) जांच के आधार पर पुलिय कब तक आरोप-पत्र दाखिल करने जा रही है, और

(ग) जांच में विलम्ब के क्या कारण हैं?

गृह मंत्री (श्री लाल कृष्ण आडवाणी) : (क) इस बारे में की जा रही जांच-पड़ताल से किसी मंत्री के लिप्त होने की कोई जानकारी नहीं मिली है।

(ख) मामले में न्यायालय में चार्ज शीट तभी फाइल की जा सकती है जब जांच-पडताल पूरी हो चुकी हो।

(ग) ऐसे मामलों की जांच-पड़ताल में समय लगता है और इस मामले में कथित कोई देरी नहीं हुई है।

पाकिस्तान के लिए बस

2378. **प्रो. रामगोपाल यादव** :

श्री ईश दत्त यादव :

क्या गृह मंत्री यह बताने की कृपा करेंगे कि:

(क) क्या यह सच है कि परीक्षण के लिए दिल्ली से लाहौर गयी बस का पाकिस्तान की जनता, सरकार और प्रशासन ने तो काफी गर्म जोशी से स्वागत किया लेकिन वाघा सीमा पर तैनात हमारे देश के अधिकारियों का रवैया गैर-जिम्मेदाराना था,

(ख) क्या सरकार ने इसकी जांच करके संबंधित अधिकारियों के विरूद्ध कार्रवाई की है, और

(ग) यदि हां, तो तत्सबंधी ब्यौरा क्या है, और यदि नहीं, तो इसके क्या कारण है ?

गृह मंत्री (श्री लाल कृष्ण आडवाणी) : (क) सरकार ने दिल्ली से लाहौर बस सेवा के परीक्षण के सुचारू संचालन के लिए सभी आवश्यक उपाय किए थे। वाघा सीमा पर तैनात हमारे अधिकारियों के गैर-जिम्मेदाराना व्यवहार की कोई घटना ध्यान में नहीं आई है।

(ख) और (ग) प्रश्न नहीं उठते हैं।

Infiltration Across Bangladesh Borders

2379. SHRIMATI VEENA VERMA: Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether the infiltration across India-Bangladesh borders has of late assumed alarming proportions, so much so that it may lead to secession of Indian territories in the North-East to Bangladesh;

(b) if so, the estimated number of infiltrators across these borders month-wise during last nine wonths; and

(c) the steps taken by Government to check this influx?

THE MINISTER OF HOME AFFAIRS (SHRI L. K. ADVANNI): (a) No, Sir.

(b) It is difficult to make an estimate of the number of infiltrators because they enter surreptitiously and are able to mingle easily with the local population due to ethnic and linguistic similarities.

(c) A series of measures have been taken by the Government to curb the problem of infiltration of Bangladeshi nationals into India. These measures include raising of additional battalions of Border Security Force, reduction of gaps between the border outposts, intensification of patrolling both on the land and the riverine border, accelerated programme of construction of border roads and fencing, increase in the number of outpost towers, provision of surveillance equipments etc. The matter has also been taken up with the Government of Bangladesh on various occasions. The progress of these measures is reviewed regularly at various levels.

White Paper on the Activities of Missionaries

2380. PROF. VIJAY KUMAR MALHOTRA:
SHRI RAGHAVJI:

Will the Minister of HOME AFFAIRS be

pleased to state:

(a) whether Government propose to look into the circumstances leading to conversion of tribals and others;

(b) whether a demand for white paper on the activities of Christian Missionaries in India has been received recently; and

(c) if so, the details in this regard and the action Government have taken thereon?

THE MINISTER OF HOME AFFAIRS (SHRI L. K. ADVANI): (a) to (c) According to Article 25(1) of the Constitution of India, all persons are equally entitled to freedom of conscience and the right freely to profess, practise and propagate religion subject to public order, morality and health. Since, 'Public Order' is listed as item No. 1 of List-II State List of 7th Schedule of the Constitution, problems related to conversions are to be taken care of by the State Governments. Some States have enacted legislation providing for prohibition of conversion from one religion to another by use of force or allurement/inducement or by fradulent means.

However, there is no proposal to issue a White Paper on the activities of Christian Missionaries in India.

Stringent Punishment for Traffic Violators

2381. SHRI BRAHMAKUMAR BHATT: Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether it is a fact that the fatal road accidents have increased during the past two years due to negligent driving of vehicles;

(b) whether it is also a fact that the violators of traffic rules are bailed out by courts in the absence of provision for stringent punishment in the existing Indian Penal Code;

(c) if so, whether Government are contemplating to amend the IPC to provide stringent punishment for violators of traffic rules, to prevent deaths of innocent persons due to their negligent driving; and

(d) if so, by when and if not, the reasons therefor?

THE MINISTER OF HOME AFFAIRS (SHRI L. K. ADVANI): (a) Available information in this regard is given in the enclosed statement. *(See* below)

(b) to (d) Public Order' and 'Police' are State subjects as per the Constitution of India. The registration, investigation, detection and prevention of crime is essentially the responsibility of the State Governments. However, the Central Government has been providing financial assistance to the State Governments for strengthening their policing infrastructure as well as for improving administration of criminal Justice system.

The law Commission of India, which undertook a comprehensive review of the IPC, has, inter alia, recommended insertion of the following sections in the IPC; •

"279A. Whoever knowingly or negligently drives or permits any person to drive any vehicle on a public way when that vehicle is in such a state or so loaded as to endanger life, shall be punished with imprisonment of either description for a term which may extend to six months, or with fine, or with both.

Explanation. In this section—

(a) "vehicle" includes any vessel; and

(b) "public way" includes any public water-way".

"304.A(2) Whoever by rash or negligent driving of any vehicle causes the death of any person or causes any injury which is likey to cause the death of such person, the causing of such death not amounting to culpable horricide, and drives or runs away without informing any police station within a reasonable time, shall be punished with imprisonment of either description for a term which may extend to seven years, and shall also be liable to fine".

Since the Criminal Law is on the Concurrent List of the Seventh Schedule to the Constitution and the Criminal laws are administered by the State Governments, the Report of the Law Commission has been sent to State Governments, for their views.